

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Dillon Bezeherntny	Team: Squad #12	CCRB Case #: 202301622	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input checked="" type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Thursday, 02/02/2023 6:15 AM	Location of Incident: § 87(2)(b) in Brooklyn	18 Mo. SOL 8/2/2024	Precinct: 67		
Date/Time CV Reported Mon, 02/13/2023 6:30 AM	CV Reported At: IAB	How CV Reported: E-mail	Date/Time Received at CCRB Thu, 02/23/2023 3:01 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. PO Brandon Raysor	23650	967283	WARRSEC
2. DT3 Deirdre Chiarantano	01281	950200	WARRSEC
3. Officers			

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. DT1 Marco Balboni	01237	921136	067 DET
2. LT James Gebbia	00000	934915	ESU
3. DTS Robert Schierenbeck	07814	923130	ESS 07
4. SGT Kenneth Burke	02581	927986	ESS 07
5. SGT Mingwei Gao	02064	953891	067 PCT
6. DTS Nicholas Castiello	02065	952555	ESS 07
7. DTS Michael Chapman	02937	945581	ESS 07
8. DTS Evan Nielsen	04266	933096	ESS 07
9. PO Christopher Bamfo	06081	948640	ESS 07
10. PO Edward Obrien	03529	961548	WARRSEC
11. PO Michael Lagattolla	28165	955036	WARRSEC
12. DT3 Michael Welsome	01954	958168	WARRSEC
13. LT CD Dominick Nasso	00000	924241	WARRSEC
14. CPT Billy Morales	00000	944826	067 PCT
15. LT Jerry Sukhnandan	00000	940778	067 PCT
16. PO Jesus Vargas	04373	951363	067 PCT
17. PO Georgi Obreykov	14606	956984	067 PCT
18. SGT Mark Sinatra	04720	944174	ESS 07
19. DTS Michael Gannon	04090	934896	ESS 07
20. DTS Matthew Schmucker	05022	927730	ESS 07
21. PO Jahayra Jimenez	18022	966644	067 PCT
22. LT Melissa Clark	00000	932472	071 PCT
23. PO Shahzad Ahmed	18594	961600	071 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
24. PO Ramon Lopez	23196	950778	067 PCT
25. PO Justin Einwechter	19594	967858	067 PCT
26. PO Bharat Sukhra	03103	947523	067 PCT
27. PO Billy Huang	23754	972396	067 PCT
28. PO Edwin Santiago	20758	968118	067 PCT
29. SGT Sean Parkes	03760	952093	067 PCT
30. DT3 Terry Brienza	01738	932363	WARRSEC
31. DTS John Zielin	04083	951467	ESS 07
32. DT3 Christopher Walters	03694	952335	WARRSEC
33. LT Michael Granahan	00000	934957	ESU

Officer(s)	Allegation	Investigator Recommendation
A . PO Brandon Raysor	Force: Police Officer Brandon Raysor used physical force against § 87(2)(b)	
B . Officers	Abuse: Officers entered § 87(2)(b) § 87(2)(b) in Brooklyn.	
C . DT3 Deirdre Chiarantano	Discourtesy: Detective Deirdre Chiarantano spoke discourteously to § 87(2)(b)	
D . Officers	Abuse: Officers entered § 87(2)(b) § 87(2)(b) in Brooklyn.	
E . Officers	Abuse: Officers entered § 87(2)(b) § 87(2)(b) in Brooklyn.	
F . DT3 Deirdre Chiarantano	Abuse: Detective Deirdre Chiarantano improperly disseminated criminal information regarding § 87(2)(b)	
G . DT3 Deirdre Chiarantano	Discourtesy: Detective Deirdre Chiarantano was discourteous to § 87(2)(b)	
H . DT3 Deirdre Chiarantano	Off. Language: Detective Deirdre Chiarantano made remarks to § 87(2)(b) based upon the gender of § 87(2)(b)	
I . DT3 Deirdre Chiarantano	Discourtesy: Detective Deirdre Chiarantano spoke discourteously to § 87(2)(b)	

Case Summary

§ 87(2)(b) reported this incident to the Internal Affairs Bureau on February 13, 2023, generating original IAB log § 87(2)(b). Spin-off log § 87(2)(b) was received at the CCRB on February 23, 2023. Inspector Dennis Fulton of Patrol Borough Brooklyn South Investigations Unit attempted to call § 87(2)(b) pursuant to original IAB log § 87(2)(b), whereupon he spoke with § 87(2)(b) partner, § 87(2)(b) who made new allegations pertaining to the same incident, generating original IAB log § 87(2)(b). Spin-off log § 87(2)(b) was received at the CCRB on March 15, 2023.

At approximately 6:15 AM on February 2, 2023, PO Brandon Raysor, PO Edward O'Brien, PO Michael Lagatolla, Det. Michael Welsome, and Det. Deirdre Chiarantano of Brooklyn South Warrant Section visited § 87(2)(b) § 87(2)(b) in Brooklyn to attempt to apprehend § 87(2)(b) who was wanted on multiple open criminal complaint for alleged domestic violence. PO Raysor spoke to § 87(2)(b) through the gap where the front door was narrowly opened and then allegedly forced the front door fully open, hitting § 87(2)(b) with the door (**Allegation A: Force**, § 87(2)(g)). Officers entered § 87(2)(b) in pursuit of § 87(2)(b) (**Allegation B: Abuse of Authority**, § 87(2)(g)). Det. Chiarantano allegedly said to § 87(2)(b) "Get your fucking dogs" (**Allegation C: Discourtesy**, § 87(2)(g)). § 87(2)(b) threatened to jump from the apartment's balcony, whereupon officers entered the neighboring § 87(2)(b) (**Allegations D and E: Abuse of Authority**, § 87(2)(g)). After officers apprehended § 87(2)(b) Det. Chiarantano disclosed § 87(2)(b) criminal history to neighboring tenants (**Allegation F: Abuse of Authority**, § 87(2)(g)). Det. Chiarantano allegedly said to the same neighboring tenants, "This is what the women do. They hide him. They hide him from the cops. This is all § 87(2)(b) fault" (**Allegation G: Discourtesy**, § 87(2)(g)). § 87(2)(b) (**Allegation H: Offensive Language**, § 87(2)(g)). When § 87(2)(b) told Det. Chiarantano to stop talking about her with the neighboring tenants, Det. Chiarantano told her to "Shut the fuck up" (**Allegation I: Discourtesy**, § 87(2)(g)).

The CCRB received body-worn camera (BWC) videos recorded by Lt. James Gebbia (Board Review 01), Det. Robert Schierenbeck (Board Review 02), Det. Michael Gannon, Sgt. Mark Sinatra, Det. Matthew Schmucker, Det. Nicholas Castiello, PO Christopher Bamfo, and Det. Evan Nielsen of the Emergency Services Unit; by Captain Billy Morales, Lt. Jerry Sukhnandan, Sgt. Mingwei Gao, Sgt. Sean Parkes, PO John Vargas, PO Jahayra Jimenez, PO Ramon Lopez, PO Georgi Obrekoyov, PO Justin Einwechter (Board Review 03), PO Bharat Sukhra, PO Billy Huang, and PO Edwin Santiago of the 67th Precinct; and by Lt. Melissa Clark and PO Shazad Ahmed of the 71st Precinct. Warrant Section officers on scene were not equipped with body-worn cameras.

Findings and Recommendations

Allegation (A) Force: Police Officer Brandon Raysor used physical force against § 87(2)(b)
Allegation (B) Abuse of Authority: Officers entered § 87(2)(b) § 87(2)(b) in Brooklyn.

Because the officers from Brooklyn South Warrant Section were the only members of service on scene at the inception of this incident, officers' initial entry into § 87(2)(b) which is undisputed, was not captured in BWC video.

§ 87(2)(b) provided a statement to the CCRB via telephone on March 13, 2023 (Board Review 07). He stated that at approximately 6:30 AM, members of the "warrant squad" came to his and § 87(2)(b) apartment pursuant to a domestic violence arrest warrant or I-Card of which § 87(2)(b)

was the subject. When § 87(2)(b) heard banging on the front door, he attempted to flee via the apartment's balcony, where he remained for about an hour. § 87(2)(b) did not see how officers entered the apartment but noted that § 87(2)(b) may have let the officers inside.

§ 87(2)(b) provided a statement to the CCRB via telephone on March 28, 2023 (Board Review 11). She stated that at approximately 6:00 AM on February 2, 2023, she and her partner, § 87(2)(b) were asleep in the bedroom of their apartment. § 87(2)(b) when members of the Warrant Squad knocked on her front door and asked her where § 87(2)(b) was. At that moment, § 87(2)(b) ran from the bedroom to the apartment's balcony, whereupon § 87(2)(b) overheard another officer communicate to the officers at her door via radio that § 87(2)(b) was on the balcony. § 87(2)(b) described the balcony as one long platform with two partitions such that § 87(2)(b) which are located on either side of her and § 87(2)(b) § 87(2)(b) all have private sections of one large, shared balcony. PO Raysor "kicked" the door in, hitting § 87(2)(b) in the face with the door and giving her a bloody nose. Four or five officers entered the apartment without asking for, nor § 87(2)(b) having volunteered, permission for their entry.

PO Raysor provided two statements at the CCRB's office, on July 24, 2023, and August 29, 2023 (Board Reviews 08 and 09). He stated that at approximately 6:15 AM, he, Det. Chiarantano, Det. Welsome, PO Lagatolla, and PO O'Brien arrived at § 87(2)(b) in Brooklyn to attempt to apprehend § 87(2)(b) the subject of multiple probable cause I-Cards relating to domestic violence charges. Prior to this incident date, PO Raysor had learned from a civilian making criminal allegations against § 87(2)(b) that whenever officers responded to this location to apprehend § 87(2)(b) would go out onto the apartment's balcony, then jump from the balcony to the rooftop of the adjacent building to evade the police. In light of this information, Det. Chiarantano and PO Lagatolla stood on the rooftop of the adjacent building prior to PO Raysor knocking on the door to § 87(2)(b). As the officer assigned to locate and apprehend § 87(2)(b) PO Raysor stood at the door to § 87(2)(b). Once Det. Chiarantano confirmed she had a visual of § 87(2)(b) balcony from the rooftop of the adjacent building, PO Raysor knocked on the door. § 87(2)(b)

§ 87(2)(b) answered the door. § 87(2)(b) told PO Raysor that § 87(2)(b) was not in the apartment. § 87(2)(b) volunteered that the officers could enter the apartment to check for § 87(2)(b) opening the door fully and stepping to the side as she did so. Immediately following § 87(2)(b) voluntary consent for officers to enter the apartment, one of the officers positioned on the rooftop of the adjacent rooftop communicated via radio that § 87(2)(b) was attempting to jump from the balcony of § 87(2)(b) onto the rooftop of the adjacent building. PO Raysor and his fellow officers entered the apartment and saw that § 87(2)(b) had positioned himself on the balcony's ledge. PO Raysor stated that he did not force entry into § 87(2)(b) in any way. PO Raysor did not hit § 87(2)(b) with the door while entering the apartment. PO Raysor stated that although § 87(2)(b) consented to the officers' entry, he entered the apartment because the information from Det. Chiarantano amounted to "hot pursuit," whereupon he no longer needed consent to legally enter the apartment. For this reason, he did not prepare a consent form.

Det. Chiarantano provided a statement at the CCRB's office on July 11, 2023 (Board Review 10). She stated that she was assisting with PO Raysor's case on the date in question. Prior to this incident, Det. Chiarantano reviewed Enterprise Case Management System files (detectives' case records, also known as DD5s), which included § 87(2)(b) criminal history, so that officers would be aware of possible danger, such as the presence of a weapon, when attempting to apprehend him. Det. Chiarantano's review of § 87(2)(b) criminal history showed that he had a prior gun charge.

§ 87(2)(b)
§ 87(2)(b)
§ 87(2)(b)

§ 87(2)(b) § 87(2)(b) Det. Chiarantano stated that upon arrival at § 87(2)(b) to apprehend § 87(2)(b) Det. Chiarantano and PO Lagatolla positioned themselves on the rooftop of § 87(2)(b) from which they could clearly see the balcony of § 87(2)(b) to anticipate § 87(2)(b) flight. Det. Chiarantano radioed the officers waiting outside door to § 87(2)(b) confirming that she and PO Lagatolla were in position. An officer at the door acknowledged and radioed back that they had begun knocking on the door. Shortly thereafter, the balcony light for § 87(2)(b) turned on, and § 87(2)(b) stepped out onto the balcony. Det. Chiarantano took a step back to radio to officers at the apartment door that she had just seen § 87(2)(b) on the balcony. As Det. Chiarantano reapproached the ledge of the rooftop to resume observation of § 87(2)(b) she and § 87(2)(b) came nearly face to face as he was attempting to lift himself up from the raised ledge of the balcony of § 87(2)(b) onto the rooftop of § 87(2)(b) § 87(2)(b) was in the middle of hoisting himself up onto the rooftop of § 87(2)(b) such that his arms were touching the rooftop of § 87(2)(b) Det. Chiarantano and § 87(2)(b) “both startled each other.” § 87(2)(b) retreated onto the balcony of § 87(2)(b) at which point Det. Chiarantano radioed to the officers at the door that § 87(2)(b) was on the balcony attempting to flee. Det. Chiarantano was unable to see how or when officers entered § 87(2)(b)

DD5s for Brooklyn South Warrants case § 87(2)(b) assigned to PO Raysor, document this incident. Follow-up #13 (Board Review 12) shows a completed apprehension of § 87(2)(b) pursuant to I-Card § 87(2)(b) The details section states that Det. Chiarantano, positioned on the rooftop of an adjacent building, told officers she could see § 87(2)(b) “attempting to flee onto the adjacent building,” at which point § 87(2)(b) noticed Det. Chiarantano and jumped over to the balcony of § 87(2)(b) Follow-up #1 (Board Review 13) shows § 87(2)(b) had three active probable cause I-Cards as of January 3, 2023, including I-Card § 87(2)(b)

UF-61 § 87(2)(b) (Board Review 14), the basis for Brooklyn South Warrants case § 87(2)(b) shows that § 87(2)(b) was accused of strangulation in the second degree, criminal contempt in the first degree, and assault in the third degree.

[§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

People v. McBride, 14 N.Y.3d 440 (2010), notes that police may make a warrantless entry into a private residence where exigent circumstances exist to justify a warrantless entry based on analysis of the following six factors: (1) the gravity or violent nature of the offense with which the suspect is to be charged, (2) whether the suspect is reasonably believed to be armed, (3) a clear showing of probable cause to believe that the suspect has committed the crime, (4) strong reason to believe that the suspect is in the premises being entered, (5) a likelihood that the suspect will escape if not swiftly apprehended, and (6) the peaceful circumstances of the entry. Per *McBride*, the list of six factors is not to be viewed as definitive or exhaustive and must consider whether in light of all the facts of a particular case there was an urgent need that justifies warrantless entry. For the incident at issue in *McBride*, the Court ruled that a warrantless police entry was lawful because the police had probable cause that the defendant committed a violent crime, there was evidence supporting strong reason to believe the defendant was present in the premises entered, and a friend of the defendant

opened the door to police while crying, hyperventilating, and appearing unable to answer officers’

questions (Board Review 15).

Neither Det. Chiarantano nor § 87(2)(b) saw, nor did BWC video capture, the manner in which officers entered the apartment. PO Raysor stated that he did not force entry into the apartment in any way, and that he did not hit her with the door. Rather, she consented to the officers' entry. However, this is in direct opposition to § 87(2)(b) claim that PO Raysor pushed open her front door as she stood behind it, without having asked for, or receiving, consent to enter, causing the door to hit her in the face and give her a bloody nose. § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

However, per *McBride*, the propriety of this entry relies on whether analysis of the six factors detailed above demonstrates that there was an urgent need, justifying a warrantless entry without an occupant's consent. PO Raysor's testimony was consistent with DD5 follow-up #1 in stating that officers knew § 87(2)(b) was the subject of multiple probable cause I-Cards, which included charges of violent crimes such as strangulation in the second degree. § 87(2)(b) NYPD arrest records show that § 87(2)(b) had been previously charged with criminal possession of a loaded firearm and was accused of having discharged a firearm. § 87(2)(b)

§ 87(2)(b)

§ 87(2)(b) Det. Chiarantano and PO Raysor's testimony was also consistent with DD5 follow-up #13 in that police knew prior to this incident that § 87(2)(b) would routinely sneak out onto the balcony of the apartment and then abscond onto the rooftop of an adjacent building to evade capture whenever police responded to the apartment, indicating a likelihood that he would escape if not swiftly apprehended. Further, it is undisputed that § 87(2)(b) fled onto the balcony of the apartment when police knocked on the door, and that Det. Chiarantano observed this from an adjacent rooftop and conveyed this information to PO Raysor via radio, confirming § 87(2)(b) presence prior to Det. Raysor's entry. § 87(2)(b) was not only considered a high flight risk but, per his own testimony, was actively attempting to escape when officers entered. § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

Allegation (D) Abuse of Authority: Officers entered § 87(2)(b) § 87(2)(b) in Brooklyn.

Allegation (E) Abuse of Authority: Officers entered § 87(2)(b) § 87(2)(b) in Brooklyn.

BWC videos show that ESU officers entered both § 87(2)(b) at § 87(2)(b) in Brooklyn.

CLEAR database searches for the tenants of § 87(2)(b) returned negative results for any contact information (Board Review 04). A first please call letter was mailed to the tenants of § 87(2)(b) on June 6, 2023 (Board Review 05). A final please call letter was then sent on June 12, 2023 (Board Review 06). As of this report, the tenants of § 87(2)(b) and § 87(2)(b) have not attempted to contact the CCRB.

It is undisputed that while standing on the edge of the balcony, § 87(2)(b) threatened to harm

himself by jumping from the balcony.

§ 87(2)(b) (Board Review 07) stated that he “more than likely” made statements of harm to himself or others while he was barricaded on the balcony. § 87(2)(b) was on the balcony for approximately one hour.

At some point, § 87(2)(b) (Board Review 11) was made aware that § 87(2)(b) had moved from the balcony of their § 87(2)(b) to the balcony of the neighboring § 87(2)(b). Officers then instructed the residents of § 87(2)(b) to exit so the officers could enter, which they did. § 87(2)(b) noted that § 87(2)(b) “was distraught” and actively suicidal as he stood on the ledges of the balconies.

At 1 minute 0 seconds in PO Einwechter’s BWC video (Board Review 03), Det. Chiarantano approaches PO Einwechter and PO Vargas on the sidewalk near the exterior of § 87(2)(b). Det. Chiarantano informs PO Vargas and PO Einwechter that ESU is responding for a “barricaded perp” on the seventh floor “on the balcony dangling right now.” At 2 minutes 11 seconds, Det. Chiarantano answers a phone call and says, “He might jump.” § 87(2)(b) is audible yelling, but the video does not show him at this time. § 87(2)(b) says something ending with the words “fucking die.”

Det. Schierenbeck’s BWC video (Board Review 02) shows that he arrived on scene with other ESU personnel at 7:00 AM. At 5 minutes 50 seconds, Det. Schierenbeck goes onto the balcony of § 87(2)(b). § 87(2)(b) is seated on the ledge of the balcony just on the other side of a partition that separates § 87(2)(b) and § 87(2)(b) respective portions of the connected balcony. Det. Schierenbeck tells § 87(2)(b) that there is nowhere to go. § 87(2)(b) says he can go down or he can go up, and Det. Schierenbeck can choose which one § 87(2)(b) will do. Det. Schierenbeck says he would like § 87(2)(b) to stand next to him safely on the balcony. § 87(2)(b) says he is going to go down. At 7 minutes 10 seconds, Det. Schierenbeck walks back into the bedroom of § 87(2)(b) then into the common area near the apartment's entrance. Det. Schierenbeck tells PO Raysor that ESU needs access to the apartment next door, § 87(2)(b).

PO Raysor (Board Review 08) stated that other officers entered § 87(2)(b) because § 87(2)(b) is situated between those two apartments and all three apartments have balconies between which § 87(2)(b) was moving while remaining on the ledge of the connecting balconies. PO Raysor personally knocked on the door to § 87(2)(b) at which point a resident opened the door and allowed officers to come inside the apartment because § 87(2)(b) had been trying to gain entry into § 87(2)(b) by knocking on the apartment’s sliding glass balcony door from the exterior.

From the rooftop of the adjacent building, Det. Chiarantano (Board Review 10) saw § 87(2)(b) going back and forth between three sections of semi-private balcony space, such that he was going between the balconies of apartments § 87(2)(b), § 87(2)(b), and § 87(2)(b).

ESU report # § 87(2)(b) generated by Det. Schierenbeck on February 2, 2023, shows that ESU received a call for a “jumper” at 6:44 AM on February 2, 2023 (Board Review 16).

People v. Doll, 21 N.Y.3d 665 (2013), notes that per the emergency doctrine, police officers may conduct a warrantless entry when (1) they have reasonable grounds to believe that there is an emergency at hand and an immediate need for their assistance for the protection of life or property; (2) the search is not primarily motivated by an intent to arrest or seize evidence; and (3) there exists some reasonable basis approximating probable cause to associate the emergency with the area or

place to be searched (Board Review 17).

§ 87(2)(b) acknowledged that he threatened to jump from the balcony. PO Einwechter's BWC video shows that Det. Chiarantano briefed PO Einwechter on her personal observations that § 87(2)(b) was "on the balcony dangling," and said, "He might jump." The ESU report confirms that ESU was called for the express purpose of assisting with a "jumper." Finally, BWC videos confirmed PO Raysor's testimony that ESU needed access to the neighboring apartments – § 87(2)(b) and § 87(2)(b) – because all three apartments share private but connected balconies between which § 87(2)(b) was moving. This is also consistent with Det. Chiarantano's testimony and the content of Det. Schierenbeck's BWC video. § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

Allegation (C) Discourtesy: Detective Deirdre Chiarantano spoke discourteously to § 87(2)(b)

Allegation (F) Abuse of Authority: Detective Deirdre Chiarantano improperly disseminated criminal information regarding § 87(2)(b)

Allegation (G) Discourtesy: Detective Deirdre Chiarantano was discourteous to § 87(2)(b)

Allegation (H) Offensive Language: Detective Deirdre Chiarantano made remarks to § 87(2)(b) based upon the gender of § 87(2)(b)

Allegation (I) Discourtesy: Detective Deirdre Chiarantano spoke discourteously to § 87(2)(b)

It is undisputed that Det. Chiarantano spoke with two unknown males who were § 87(2)(b) neighbors.

§ 87(2)(b) (Board Review 11) stated that she went out into the § 87(2)(b) hallway of her building at some point while § 87(2)(b) was still on the balcony, at which time Det. Chiarantano said to her, "Get your fucking dogs. Shove them in the bathroom." Later, Det. Chiarantano was speaking with two of § 87(2)(b) neighbors – both males in their twenties, for whom she had neither contact information nor identifying information – while standing out in the hallway of the § 87(2)(b). From approximately twenty feet away, § 87(2)(b) heard Det. Chiarantano loudly telling the male neighbors about § 87(2)(b) criminal history, telling them he had a "gun charge"

§ 87(2)(b)

§ 87(2)(b)

§ 87(2)(b) also heard Det. Chiarantano say something to the effect of, "This is what the women do. They hide him. They hide him from the cops. § 87(2)(b)"

§ 87(2)(b) asked Det. Chiarantano how she could speak about the situation in such a manner, given that they were both women. Det. Chiarantano told § 87(2)(b) to "Shut the fuck up."

As noted, the investigation performed CLEAR database checks for identifying and contact information for the occupants of § 87(2)(b) and sent letters, but was unable to identify or obtain a statement from any occupant of either apartment.

Det. Chiarantano (Board Review 10) recalled hearing dogs barking but did not have any conversation with § 87(2)(b) about the dogs. Det. Chiarantano denied saying to § 87(2)(b) "Put your fucking dogs away." Det. Chiarantano recalled having a conversation with the tenants from

§ 87(2)(b) but she did not say anything to them to the effect of, “This is what the women do. They hide him. They hide from the cops.” § 87(2)(b) Det. Chiarantano did not make any statement to § 87(2)(b) neighbors § 87(2)(b) Det. Chiarantano stated that the tenants of § 87(2)(b) had asked her what was taking place, as they had been woken up from their sleep. Det. Chiarantano recalled telling the tenants of § 87(2)(b) that there was a felon who lived in § 87(2)(b) moving from balcony to balcony, including the balcony of § 87(2)(b) to evade the police. Det. Chiarantano could not recall if she relayed any information regarding § 87(2)(b) criminal history beyond what was happening on scene that very morning. Specifically, Det. Chiarantano could not recall if she told § 87(2)(b) neighbors that § 87(2)(b) had a prior gun charge. As noted above, Det. Chiarantano was aware that § 87(2)(b) had a prior gun charge because officers discussed that, among § 87(2)(b) other criminal records, for officer safety before responding to § 87(2)(b) § 87(2)(b)

At timestamp 1 minute 6 seconds of Lt. Gebbia’s BWC video (Board Review 01), Lt. Gebbia is standing in the § 87(2)(b) hallway between apartments § 87(2)(b) and § 87(2)(b) is audible saying, “Why are they talking about me?” Det. Chiarantano’s reply, faintly audible, is, “Shut the fuck up.” § 87(2)(b) responds, “No. Why are you talking about me?” Lt. Gebbia’s BWC video does not capture any conversation between Det. Chiarantano and § 87(2)(b) neighbors. No other video captures this exchange more clearly.

PO Raysor (Board Review 08) recalled that there were two dogs in § 87(2)(b) apartment and that members of ESU secured the dogs in § 87(2)(b) bathroom. PO Raysor did not hear any officer use profanity in reference to the dogs. PO Raysor did not recall hearing any conversation between Det. Chiarantano and any civilians on scene.

§ 87(2)(b) [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

In Deputy Commissioner of Trials case #2018-18951, the tribunal found that it is unprofessional for officers to use profanity while interacting with civilians (Board Review 18). The mission, vision, and values of the NYPD in the NYPD Patrol Guide notes that the department pledges to value human life, respect the dignity of each individual and render services with courtesy and civility (Board Review 19). Per Administrative Guide 304-06, officers are prohibited from divulging or discussing official Department business, except as authorized (Board Review 20).

§ 87(2)(b) alleged that Det. Chiarantano told her, “Put your fucking dogs away” and later, while speaking to two unknown male neighbors of § 87(2)(b) stated something to the effect of, “This is what the women do. They hide him. They hide him from the cops.” § 87(2)(b) Det. Chiarantano denied these allegations and they are not captured in any BWC video. § 87(2)(g)

With regard to § 87(2)(b) allegations that Det. Chiarantano improperly disseminated § 87(2)(b) criminal information – specifically, the details of a prior gun charge – to two unknown male neighbors of § 87(2)(b) and then told § 87(2)(b) to “shut the fuck up,” when § 87(2)(b) confronted her: Det. Chiarantano confirmed that she had a conversation with the two unknown male neighbors of § 87(2)(b) though she testified that she could only recall telling the neighbors that there was a felon – § 87(2)(b) – trying to evade police on the balcony of § 87(2)(b) Det. Chiarantano could not recall if she told § 87(2)(b) neighbors any additional information about § 87(2)(b)

criminal history, including whether § 87(2)(b) had a prior gun charge. Notably, Det. Chiarantano did not deny having shared such information with § 87(2)(b) neighbors. Det. Chiarantano confirmed that she learned of § 87(2)(b) prior gun charge before this incident, as she reviewed § 87(2)(b) criminal history in preparation for this apprehension attempt. Given that Det. Chiarantano spoke to § 87(2)(b) neighbors about § 87(2)(b) that she had recently learned of § 87(2)(b) prior gun charges; that she did not deny relaying information about § 87(2)(b) prior gun charges to § 87(2)(b) neighbors; and that § 87(2)(b) specifically and spontaneously testified that she overheard Det. Chiarantano speaking about these charges, § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

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§ 87(2)(b)

Civilian and Officer CCRB Histories

- This is the first CCRB complaint to which § 87(2)(b) has been a party (Board Review 21).
- § 87(2)(b)
- Det. Chiarantano has been a member-of-service for 12 years and this is the first CCRB complaint to which she has been a subject (Board Review 23).

Mediation, Civil, and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
 - As of May 31, 2023, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regard to this incident (Board Review 24).
 - [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
- § 87(2)(b)
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- § 87(2)(b)

RPBP History

- This complaint did not contain any allegations of Racial Profiling/Bias-Based Policing.

Squad: 12

Investigator:	<u>Dillon Bezehertny</u>	<u>Investigator Bezehertny</u>	<u>09/13/2023</u>
	Signature	Print Title & Name	Date

Squad Leader:	<u>Samuel Ross</u>	<u>IM Samuel Ross</u>	<u>01/31/2024</u>
	Signature	Print Title & Name	Date

Reviewer: _____
Signature Print Title & Name Date